TRANSCRIPT PREPARED BY THE CLERK OF THE LEGISLATURE Transcriber's Office FLOOR DEBATE

March 16, 2004 LB 916

SENATOR CHAMBERS: Thank you, Senator Preister. Members of the Legislature, I disagree with that. If an entire catalog were put in statute of the documents that are available to the public, that would be one thing. Because whatever is not listed is not included. But there could be certain types of information where the Legislature would indicate that this, for sure, is also going to be open to the public, so maybe...

SENATOR CUDABACK: One minute.

SENATOR CHAMBERS: ...we ought to craft a statement to the effect that any documents on file with the department are a matter of public record. Then we don't have to list anything. But what the department could say, well, we're not going to put it on file. That is not the main thrust of Senator Preister's amendment, as he wrote it. He trusts DEQ. He believes their interpretation of what would happen if certain language were put into the statute. It's his amendment, not mine, so I want to make it clear that I am in agreement with what he is doing in his amendment, and I would mention that this bill itself, while talking about animal waste, mentions...

SENATOR CUDABACK: Time.

SENATOR CHAMBERS: Thank you, Mr. President.

SENATOR CUDABACK: Thank you, Senator Chambers. On with discussion. Senator Beutler, followed by Senator Schrock, Wehrbein, and Chambers. Senator Beutler.

SENATOR BEUTLER: Senator Cudaback, members of the Legislature, I just wanted to talk a little bit about the nutrient management plan, because it really is central to an understanding of this whole area of regulation. You know, there are really two basic parts to this whole area. One has to do with the construction of facilities, to take care of, to capture, animal waste and to keep it from running immediately off the feedlot, for example, and into the waters of the state; building the appropriate kind of structure. And then the second thing is the gathering together of the manure and hauling it off to the local fields